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CAPLIN & DRYSDALE, CHARTERED
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Co-Counsel for the Official Committee of Asbestos Claimants

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY**

In re:	:	Chapter 11
	:	
DURO DYNE NATIONAL CORP., <i>et al.</i> , ¹	:	Case No. 18-27963-MBK
	:	
Debtors.	:	(Jointly Administered)
	:	

**THIRTEENTH MONTHLY FEE STATEMENT OF
CAPLIN & DRYSDALE, CHARTERED FOR THE PERIOD
FROM NOVEMBER 1, 2019, THROUGH NOVEMBER 30, 2019**

Caplin & Drysdale, Chartered (“**Caplin & Drysdale**” or the “**Applicant**”), counsel for the Official Committee of Asbestos Claimants (the “**Committee**”), hereby submits this thirteenth monthly fee statement² for the period commencing November 1, 2019, through November 30, 2019 (the “**Thirteenth Fee Statement**”) pursuant to the *Administrative Fee Order Establishing Certain Procedures for Allowance of Interim Compensation and Reimbursement of Expenses of Professionals Retained by Order of this Court*, dated December 18, 2018 (Docket No. 345) (the “**Interim Compensation Order**”).

¹ The “**Debtors**” in these chapter 11 cases, along with the last four digits of each Debtor’s tax identification number, are Duro Dyne National Corp. (4664), Duro Dyne Machinery Corp. (9699), Duro Dyne Corporation (3616), Duro Dyne West Corp. (5943), and Duro Dyne Midwest Corp. (4662).

² Caplin & Drysdale’s first monthly fee statement was also filed as an interim fee application under the title *First Interim Fee Application of Caplin & Drysdale, Chartered for Allowance of Fees and Reimbursement of Expenses* on December 14, 2018 (Docket No. 337).

Pursuant to the Interim Compensation Order, responses to the Thirteenth Fee Statement, if any, are due by December 20, 2019.

Dated: December 10, 2019

By: /s/ James P. Wehner

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*Counsel to the Official Committee of Asbestos
Claimants*

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

D.N.J. LBR 2016-1, FEE APPLICATION COVER SHEET

Debtor: Duro Dyne National Corp., et al.¹ Applicant: Caplin & Drysdale, Chartered
Case No.: 18-27963 (MBK) Client: Official Committee of
Asbestos Claimants
Chapter: 11 Case Filed: September 7, 2018

COMPLETION AND SIGNING OF THIS FORM CONSTITUTES A CERTIFICATION
UNDER PENALTY OF PERJURY, PURSUANT TO 28 U.S.C. SECTION 1746

RETENTION ORDER(S) ATTACHED AS EXHIBIT B

**THIRTEENTH MONTHLY FEE STATEMENT² OF
CAPLIN & DRYSDALE, CHARTERED FOR THE PERIOD
FROM NOVEMBER 1, 2019, THROUGH NOVEMBER 30, 2019**

**SECTION 1
FEE SUMMARY**

	<u>FEES</u>	<u>EXPENSES</u>
TOTAL PREVIOUSLY REQUESTED	<u>\$1,604,543.50</u>	<u>\$29,386.27</u>
TOTAL ALLOWED TO DATE	<u>\$1,449,400.00</u>	<u>\$25,416.32</u>
TOTAL RETAINER (IF APPLICABLE)	<u>\$0.00</u>	<u>\$0.00</u>
TOTAL HOLDBACK (IF APPLICABLE)	<u>\$31,028.70</u>	<u>\$0.00</u>
TOTAL RECEIVED BY APPLICANT	<u>\$1,449,400.00</u>	<u>\$25,416.32</u>
 FEE TOTALS –PAGE 2	 <u>\$31,841.25</u>	
DISBURSEMENTS TOTALS – PAGE 3	<u>\$594.33</u>	
TOTAL FEE APPLICATION	<u>\$32,435.58</u>	
MINUS 20% HOLDBACK	<u>\$6,368.25</u>	
AMOUNT SOUGHT AT THIS TIME	<u>\$26,067.33</u>	

¹ The “Debtors” in these chapter 11 cases, along with the last four digits of each Debtor’s tax identification number, are Duro Dyne National Corp. (4664), Duro Dyne Machinery Corp. (9699), Duro Dyne Corporation (3616), Duro Dyne West Corp. (5943), and Duro Dyne Midwest Corp. (4662).

² Caplin & Drysdale’s first monthly fee statement was also filed as an interim fee application under the title *First Interim Fee Application of Caplin & Drysdale, Chartered for Allowance of Fees and Reimbursement of Expenses* on December 14, 2018 (Docket No. 337).

NAME OF PROFESSIONAL & TITLE	YEAR ADMITTED	HOURS	RATE	FEES
Ann C. McMillan, Member	1984	0.1	\$840	\$84.00
Kevin C. Maclay, Member	1994	14.1	\$775	\$10,927.50
Kevin C. Maclay, Member	1994	3.5	\$387.50*	\$1,356.25
James P. Wehner, Member	1995	15.9	\$735	\$11,686.50
James P. Wehner, Member	1995	4.0	\$367.50*	\$1,470.00
Jeffrey A. Liesemer, Member	1993	1.6	\$735	\$1,176.00
Todd E. Phillips, Member	2005	0.1	\$640	\$64.00
Jeanna Rickards-Koski, Of Counsel	2005	3.2	\$565	\$1,808.00
Cecilia Guerrero, Paralegal	N/A	9.8	\$325	\$3,185.00
Brigette A. Wolverton, Paralegal	N/A	0.3	\$280	\$84.00
TOTAL FEES		52.6		\$31,841.25
ATTORNEY BLENDED RATE			\$605.35	
* Reflects 50% rate reduction due to non-working travel time				

SECTION II SUMMARY OF SERVICES

SERVICES RENDERED	HOURS	FEE
(.01) Asset Analysis and Recovery	0.0	\$0.00
(.03) Business Operations	0.0	\$0.00
(.04) Case Administration	0.3	\$97.50
(.05) Claims Administration and Objections	0.0	\$0.00
(.07) Fee Applications-Self	5.1	\$1,862.50
(.09) Financing	0.0	\$0.00
(.10) Litigation	32.5	\$22,581.50
(.11) Plan and Disclosure Statement	3.9	\$2,898.50
(.12) Relief from Stay Proceedings	0.0	\$0.00
(.13) Tax Issues	0.0	\$0.00
(.15) Committee Meetings/Conferences	0.7	\$525.00
(.16) Travel Time	7.5	\$2,826.25
(.17) Docket Review & File Maintenance	0.0	\$0.00
(.18) Fee Applications-Others	2.6	\$1,050.00
(.19) Retention Applications-Others	0.0	\$0.00
(.20) Retention Applications-Self	0.0	\$0.00
(.22) Review Fee Application-Other Parties	0.0	\$0.00
SERVICE TOTALS:	52.6	\$31,841.25

**SECTION III
SUMMARY OF DISBURSEMENTS**

DISBURSEMENTS	AMOUNT
Computer Assisted Legal Research	\$111.83
Conference Call Charges	\$0.00
Courier & Express Carriers	\$0.00
Court Reporting	\$0.00
Fax	\$0.00
Filing Fees	\$0.00
Other Research	\$0.00
Pacer Fees	\$0.00
Postage	\$0.00
Reproduction Services - In-house	\$0.00
Reproduction Services - Outside	\$0.00
Travel	\$482.50
Other (specify): eDiscovery	\$0.00
DISBURSEMENTS TOTAL:	\$594.33

**SECTION IV
CASE HISTORY**

(NOTE: Items 3 - 6 are not applicable to applications under 11 U.S.C. § 506)

- (1) DATE CASE FILED: September 7, 2018
- (2) CHAPTER UNDER WHICH CASE WAS COMMENCED: 11
- (3) DATE OF RETENTION: November 8, 2018, effective as of September 26, 2018 [Docket No. 258]. *See* Order attached.
- (4) SUMMARIZE IN BRIEF THE BENEFITS TO THE ESTATE AND ATTACH SUPPLEMENTS AS NEEDED:
 - a) Caplin & Drysdale analyzed issues related to the Plan;
 - b) Caplin & Drysdale researched, drafted pleadings, and attended a hearing regarding relief from stay;
 - c) Caplin & Drysdale spent time communicating with Committee members and preparing memoranda and other materials for Committee members;
 - d) Caplin & Drysdale prepared and filed fee applications;
 - e) Caplin & Drysdale assisted in the preparation of fee applications for other Committee professionals;

- f) Caplin & Drysdale spent time working with counsel for the other Plan proponents and internally on general case matters, and status issues, as well as organizing and maintaining the case filing system and docket review for the bankruptcy case;
 - g) Caplin & Drysdale performed other professional services as counsel for the Committee as necessary and appropriate in these chapter 11 cases.
- (5) ANTICIPATED DISTRIBUTION TO CREDITORS:
- (A) ADMINISTRATION EXPENSES: (unknown at this time)
 - (B) SECURED CREDITORS: (unknown at this time)
 - (C) PRIORITY CREDITORS: (unknown at this time)
 - (D) GENERAL UNSECURED CREDITORS: (unknown at this time)
- (6) FINAL DISPOSITION OF CASE AND PERCENTAGE OF DIVIDEND PAID TO CREDITORS (IF APPLICABLE): Final disposition of case and dividend are unknown at this time.

I certify under penalty of perjury that the above is true.

Date: December 10, 2019

/s/ James P. Wehner
Signature

EXHIBIT

A



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Official Committee of Asbestos Claimants of Duro Dyne National

December 10, 2019
Invoice #: 323921
Page: 1

RE: Duro Dyne Bankruptcy

For Professional Services Rendered Through November 30, 2019

SERVICES

Date	Person	Description of Services	Hours	Rate	Amount
.04 Case Administration & Calendar Control					
11/19/2019	CG	Update docketing calendar.	0.3	\$325.00	\$97.50
Total			0.30		\$97.50
.07 Fee Applications-Self					
11/15/2019	CG	Review and revise monthly.	1.7	\$325.00	\$552.50
11/17/2019	CG	Review and revise monthly.	0.9	\$325.00	\$292.50
11/18/2019	JPW	Review C&D monthly.	0.3	\$735.00	\$220.50
11/19/2019	CG	Draft and review monthly fee application.	0.6	\$325.00	\$195.00
11/25/2019	JPW	Review monthly.	0.2	\$735.00	\$147.00
11/25/2019	CG	Draft, revise, and finalize monthly fee application (.9); communications w/ local counsel re same (.1).	1.0	\$325.00	\$325.00
11/26/2019	CG	Draft and revise certificate of no objection for monthly fee statement.	0.4	\$325.00	\$130.00
Total			5.10		\$1,862.50
.10 Litigation					
11/1/2019	JAL	Review and comments on draft reply brief in support of lift-stay motion.	0.4	\$735.00	\$294.00
11/1/2019	JPW	Revise reply.	1.3	\$735.00	\$955.50
11/1/2019	JPW	Emails re reply (0.9); meet with KCM re reply (0.2).	1.1	\$735.00	\$808.50
11/1/2019	KCM	Review/analyze and edit brief.	0.9	\$775.00	\$697.50
11/1/2019	KCM	Meet with JPW re brief.	0.2	\$775.00	\$155.00
11/1/2019	KCM	Review/analyze emails re briefing.	0.3	\$775.00	\$232.50

SERVICES

Date	Person	Description of Services	Hours	Rate	Amount
.10 Litigation					
11/1/2019	CG	Review and revise reply re stay.	2.8	\$325.00	\$910.00
11/4/2019	KCM	Review/analyze revised draft.	0.3	\$775.00	\$232.50
11/5/2019	JPW	Hearing prep - outline (2.1); meet with KCM re same (.4).	2.5	\$735.00	\$1,837.50
11/5/2019	KCM	Plan/prepare for hearing and review/analyze related materials.	2.9	\$775.00	\$2,247.50
11/5/2019	KCM	Meet with TEP re hearing issue.	0.1	\$775.00	\$77.50
11/5/2019	KCM	Meet with JPW re hearing issues.	0.4	\$775.00	\$310.00
11/5/2019	TEP	Confer w/ KCM re hearing prep.	0.1	\$640.00	\$64.00
11/5/2019	JRK	Research regarding stay motion.	3.2	\$565.00	\$1,808.00
11/5/2019	BAW	Select and prepare hearing materials re motion for relief from stay.	0.3	\$280.00	\$84.00
11/6/2019	JPW	Hearing prep with KCM (1.0); emails re hearing and stay motion (0.6).	1.6	\$735.00	\$1,176.00
11/6/2019	KCM	Plan/prepare for hearing and review/analyze related materials.	3.1	\$775.00	\$2,402.50
11/6/2019	KCM	Meet with JPW re hearing.	1.0	\$775.00	\$775.00
11/7/2019	JPW	Attend hearing re stay motion (1.1); meet with Debtor, FCR, KCM re motion (.3); draft Order (.8).	2.2	\$735.00	\$1,617.00
11/7/2019	KCM	Plan/prepare for hearing and review/analyze related materials.	1.4	\$775.00	\$1,085.00
11/7/2019	KCM	Attend hearing.	1.1	\$775.00	\$852.50
11/7/2019	KCM	Meet with Debtor, FCR, and JPW re motion.	0.3	\$775.00	\$232.50
11/8/2019	JAL	Review and comments on proposed order on motion to lift stay (0.2); review and analysis of correspondence from G. Calhoun re proposed form of lift-stay order (0.1).	0.3	\$735.00	\$220.50
11/8/2019	JPW	Revise draft order (1.0); meet with KCM re draft order (0.3); emails re draft order (0.6).	1.9	\$735.00	\$1,396.50
11/8/2019	KCM	Review/edit and analyze draft order and related communications.	0.8	\$775.00	\$620.00
11/8/2019	KCM	Meet with JPW re draft order.	0.3	\$775.00	\$232.50
11/11/2019	JPW	Revise proposed order (0.4); emails re order (0.4); meet with KCM re same (0.2).	1.0	\$735.00	\$735.00
11/11/2019	KCM	Meet with JPW re order issue.	0.2	\$775.00	\$155.00
11/12/2019	JPW	Emails re order.	0.5	\$735.00	\$367.50
Total			32.50		\$22,581.50
.11 Plan & Disclosure Statement					
11/1/2019	JAL	Teleconference with JPW, KCM, K. Quinn, E. Grim, and E. Harron re confirmation-related insurance issues.	0.5	\$735.00	\$367.50

SERVICES

Date	Person	Description of Services	Hours	Rate	Amount
.11 Plan & Disclosure Statement					
11/1/2019	JPW	Teleconference FCR counsel, insurance counsel re insurance issues.	0.5	\$735.00	\$367.50
11/19/2019	JPW	Emails re plan issues.	0.3	\$735.00	\$220.50
11/20/2019	JPW	Meet with KCM re plan issue (0.4); teleconference J. Prol re plan issue (0.2).	0.6	\$735.00	\$441.00
11/20/2019	KCM	Meet with JPW re POR issue.	0.4	\$775.00	\$310.00
11/21/2019	JAL	Confer with JPW re developments and next steps.	0.2	\$735.00	\$147.00
11/21/2019	JPW	Meet with JAL re plan issues.	0.2	\$735.00	\$147.00
11/25/2019	JPW	Teleconference K. Quinn re insurance issues.	0.2	\$735.00	\$147.00
11/26/2019	JPW	Teleconference J. Prol re plan issues (0.2); meetings with KCM re plan issues (0.4).	0.6	\$735.00	\$441.00
11/26/2019	KCM	Meetings with JPW re trust and case strategy.	0.4	\$775.00	\$310.00
Total			3.90		\$2,898.50
.15 Committee Meetings/Conferences					
11/7/2019	ACM	Exchange e-mails re memo to Committee.	0.1	\$840.00	\$84.00
11/7/2019	JAL	Review draft memo to Committee.	0.2	\$735.00	\$147.00
11/7/2019	JPW	Draft memo to Committee.	0.4	\$735.00	\$294.00
Total			0.70		\$525.00
.16 Travel					
11/6/2019	JPW	Travel to Trenton for hearing.	1.5	\$367.50	\$551.25
11/6/2019	KCM	Non-working travel to Trenton.	1.1	\$387.50	\$426.25
11/7/2019	JPW	Travel to DC.	2.5	\$367.50	\$918.75
11/7/2019	KCM	Non-working travel to DC.	2.4	\$387.50	\$930.00
Total			7.50		\$2,826.25
.18 Fee Applications-Others					
11/14/2019	CG	Review draft Charter Oak monthly fee statements (.5); review local rules and interim comp procedures re same (.3); emails with Sinclair re same (.1).	0.9	\$325.00	\$292.50
11/15/2019	JPW	Review CO monthlies and meet with CG re same.	0.5	\$735.00	\$367.50
11/15/2019	CG	Review Charter Oak monthly invoices (.2); emails with Sinclair re same (.1); meet w/ JPW re same (.1).	0.4	\$325.00	\$130.00
11/25/2019	CG	Review and finalize Charter Oak monthly invoices (.3); communications w/ local counsel re same (.1).	0.4	\$325.00	\$130.00
11/26/2019	CG	Draft and revise certificates of no objection for Charter Oak monthly applications.	0.4	\$325.00	\$130.00

SERVICES

Date	Person	Description of Services	Hours	Rate	Amount
.18	Fee Applications-Others				
		Total	2.60		\$1,050.00
		Total Professional Services	52.6		\$31,841.25

PERSON RECAP

Person		Title	Hours	Rate	Amount
JAL	Jeffrey A. Liesemer	Member	1.6	\$735.00	\$1,176.00
KCM	Kevin C. Maclay	Member	14.1	\$775.00	\$10,927.50
KCM	Kevin C. Maclay	Member	3.5	\$387.50	\$1,356.25
ACM	Ann C. McMillan	Member	0.1	\$840.00	\$84.00
TEP	Todd E. Phillips	Member	0.1	\$640.00	\$64.00
JPW	James P. Wehner	Member	15.9	\$735.00	\$11,686.50
JPW	James P. Wehner	Member	4.0	\$367.50	\$1,470.00
JRK	Jeanna Rickards Koski	Of Counsel	3.2	\$565.00	\$1,808.00
CG	Cecilia Guerrero	Paralegal	9.8	\$325.00	\$3,185.00
BAW	Brigette A. Wolverton	Paralegal	0.3	\$280.00	\$84.00

DISBURSEMENTS

Date	Description of Disbursements	Amount
11/11/2019	Trvl Exp - Hotel charges re 11/7 hrg (JPW) [.16]	\$228.10
11/11/2019	Trvl Exp - Ground Transportation to hotel (KCM) [.16]	\$26.30
11/11/2019	Trvl Exp - Hotel charges re 11/7 hrg (KCM) [.16]	\$228.10
11/30/2019	Database Research Westlaw - JPW 11/5/19 [.01]	\$111.83
	Total Disbursements	\$594.33
	Total Services	\$31,841.25
	Total Disbursements	\$594.33
	Total Current Charges	\$32,435.58

EXHIBIT B



Order Filed on November 9, 2018
by Clerk
U.S. Bankruptcy Court
District of New Jersey

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY
**Caption in Compliance with D.N.J. LBR
9004-1**

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*Proposed Local Counsel for the Official
Committee of Asbestos Claimants*

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY**

In re:

DURO DYNE NATIONAL CORP., *et al.*,

Debtors.¹

Chapter 11

Case No. 18-27963 (MBK)

(Jointly Administered)

**[PROPOSED] ORDER AUTHORIZING THE EMPLOYMENT AND RETENTION OF
CAPLIN & DRYSDALE, CHARTERED, AS THE COMMITTEE'S COUNSEL,
EFFECTIVE *NUNC PRO TUNC* AS OF SEPTEMBER 26, 2018**

The relief set forth on the following pages, numbered two (2) through and including three (3), is
hereby **ORDERED**.

DATED: November 9, 2018

Honorable Michael B. Kaplan
United States Bankruptcy Judge

Page: 2
Debtor: Duro Dyne National Corp., et al.
Case No.: 18-27963 (MBK)
Caption: Order Authorizing the Employment and Retention of Caplin & Drysdale, Chartered, as the Committee's Counsel, Effective *Nunc Pro Tunc* as of September 26, 2018

Before this Court is the *Application of the Official Committee of Asbestos Claimants for an Order Authorizing the Employment and Retention of Caplin & Drysdale, Chartered, as the Committee's Counsel, Effective Nunc Pro Tunc as of September 26, 2018* (the “**Application**”), which was filed by the Official Committee of Asbestos Claimants (the “**Committee**”) on October 29, 2018. Based on the record herein, and after due deliberation thereon, this Court finds and concludes that (i) the law firm of Caplin & Drysdale, Chartered (“**Caplin & Drysdale**”), does not represent any entity having an interest adverse to the Committee or to the asbestos-related creditors of the Debtors’ estates in connection with the matters for which the Committee proposes to employ Caplin & Drysdale; (ii) Caplin & Drysdale is a “disinterested person” pursuant to §§ 101(14) and 328(c) of the Bankruptcy Code; (iii) proper and adequate notice of the Application has been given and no other or further notice is necessary; and (iv) the Committee’s employment and retention of Caplin & Drysdale as its counsel should be approved. Accordingly, **IT IS HEREBY ORDERED**, that:

1. The Application is granted and approved;
2. The Committee is authorized to employ and retain Caplin & Drysdale as its counsel on the terms set forth in the Application, pursuant to §§ 328 and 1103 of the Bankruptcy Code, effective *nunc pro tunc* as of September 26, 2018;
3. Caplin & Drysdale shall be compensated in accordance with the procedures set forth in §§ 330 and 331 of the Bankruptcy Code, the applicable Federal Rules of Bankruptcy Procedure, the orders and rules of this Court, and such other procedures as may be fixed by order of this Court;

Page: 3
Debtor: Duro Dyne National Corp., *et al.*
Case No.: 18-27963 (MBK)
Caption: Order Authorizing the Employment and Retention of Caplin & Drysdale, Chartered, as the Committee's Counsel, Effective *Nunc Pro Tunc* as of September 26, 2018

4. The requirement set forth in Local Rule 9013-1(a)(3) that any motion or other request for relief be accompanied by a memorandum of law is hereby deemed satisfied by the contents of the Application or otherwise waived;

5. This Order shall be immediately effective and enforceable upon its entry; and

6. The Court shall retain jurisdiction with respect to all matters arising or related to the implementation of this order.